Section 161 – *Nature Conservation (Animals) Regulation 2020*

Damage mitigation permit

(take of protected animals including harvest macropod species)

# Important information for all applicants

Applications can be made using the Department of Environment and Science (the department) digital platform for online services and transactions. In some instances, online licences are granted straight away. Visit <https://www.business.qld.gov.au/running-business/environment/online-services> for more information.

Use this form to apply for a damage mitigation permit for the lethal take of protected animals including harvest macropod species causing damage or loss, or are a threat to human health or wellbeing. This form may also be used to apply for a damage mitigation permit to disturb or interfere with protected animals where you identify that the disturbance or interference of protected animals is necessary to manage threat to human health or wellbeing, or to minimise damage or significant economic loss caused by protected animals.

 A damage mitigation permit may be granted for a maximum period of twelve months, unless operating under an approved property management plan, in which case it may be granted for a maximum period of three years. If you wish to apply for a property management plan in order to seek a damage mitigation permit for up to three years, please visit the department website <https://environment.des.qld.gov.au/licences-permits/plants-animals/damage-mitigation-permits> to download the appropriate property management plan template form to accompany this application.

The information requested will enable your application to be processed as prescribed by the *Nature Conservation Act 1992* (the Act). Your application must be assessed, and a permit granted by the chief executive before you can proceed with the proposed activity. If all the necessary information is provided, **your application may take up to 40 business days to process**. A comprehensive and detailed application will assist the department in processing your application.

Before lodging this application, you should be familiar with the requirements of the Act, which are available from the Office of the Queensland Parliamentary Counsel website at <https://www.legislation.qld.gov.au>.The permit holder must ensure they are in compliance with all relevant legislation, including the *Weapons Act 1990*.

If you have queries about how to complete this form correctly, or need guidance, contact Permits and Licensing on **1300 130 372 option 4**.

# Important information for applicants about harvest macropods

In Queensland, Red Kangaroo (*Osphranter rufus*), Common Wallaroo (*Osphranter robustus*) and Eastern Grey Kangaroo (*Macropus giganteus)* are harvested for commercial and non-commercial purposes. In order to ensure these species are conserved and any harvest is sustainable, the department assesses all damage mitigation permit applications against the requirements of the *Assessment guideline for applications for damage mitigation permits (culling and dispersal) for lethal take of harvested macropods* (the assessment guideline). The assessment guideline establishes the assessment and permitting arrangements to ensure that the 2% damage mitigation permit quota in each prescribed area (as identified in the Nature Conservation (Macropod) Conservation Plan 2017), in any given year is distributed equitably amongst landholders.

As outlined in section 4.3 of the assessment guideline, should an applicant wish to apply for a second damage mitigation permit in an affected area after already reaching the limit set for that species under a previous damage mitigation permit in the same harvest period, the applicant must provide specific objective evidence of the types of impacts on the applicant and the measures used to address the damage or loss from the macropods. These could include:

* Detailed photographic evidence of pasture impacts caused by the macropods.
* Receipts for additional feed purchased for stock, to provide supplemental feeding.
* Receipts or photographic evidence related to the equipment/supplies used to deter/disperse macropods (e.g. noise-making devices).
* Detailed photographic evidence or receipts for fencing or other control methods used to reduce access to pasture or water resources.
* Signed affidavits detailing the specific measures already used to reduce the loss or damage caused by the animals.

The assessment guideline can be found at <https://environment.des.qld.gov.au/licences-permits/plants-animals/guidelines>

# There are five (5) harvest zones in which macropods can be harvested. These are: Zone 1, Zone 2, Zone 3, Zone 4 and Zone 5. There is also a non harvest zone were harvest quotas do not apply. The harvest period defines the start and end dates for the macropod harvest period which commences on 1 January and expires on 31 December each year. The annual harvest can be reviewed at any time to consider changing circumstances, such as the effects of drought or disease. If the harvest approaches the annual quota, the harvest period may be closed earlier.

# Terms and Conditions

**Permits, licences and authorities**

Queensland's native wildlife is protected by legislation that aims to conserve biodiversity by protecting native plants and animals and their habitat. All native birds, reptiles, mammals, and amphibians are protected, along with some invertebrates, freshwater fish, the estuary stingray, and the grey nurse shark.

Other aquatic species are protected by the [Department of Agriculture and Fisheries](https://www.daf.qld.gov.au/), the [Great Barrier Reef Marine Park Authority](http://www.gbrmpa.gov.au/) and the Australian Government.

A licensing system helps us protect native wildlife species. By regulating the sustainable taking, keeping, using, or moving of native animals we contribute to the maintenance of viable wild populations of plants and animals.

The type of approval(s) you will need depends upon a number of things, including:

* The nature and purpose of your proposed activity;
* The tenure of the area in which you intend to undertake your activity; and
* The species of wildlife concerned.

To apply for permits:

* within the protected area estate, nature refuges and special wildlife reserves as defined in the Act (e.g. national park, national park [Aboriginal land], national park [Torres Strait Island land] etc); or
* within a marine park under the *Marine Parks Act 2004*; or
* within State forest estate under the *Forestry Act 1959* (e.g. state forests and timber reserves).

Please contact the Queensland Parks and Wildlife Service and Partnerships at parkaccess@des.qld.gov.au

Note: Corporations must have an office in Queensland to be eligible to apply for an authority. The Act and the subordinate Nature Conservation Regulations may be found on the Office of Queensland Parliamentary Counsel website at https://www.legislation.qld.gov.au

# Privacy statement for wildlife permits

Information you provide, assists the department in administering animals and plant licences, permits and authorities granted under the Act.

Some information may be provided to the Departments of Agriculture and Fisheries; Queensland Health; Queensland Police Service and the Australian Defence Force in order to investigate biosecurity or health issues or allegations of unlawful activity.

Some information, where relevant, may also be sent to non-government organisations such as the RSPCA Qld and the Queensland Wildlife Rehabilitation Council for the purpose of improving standards of native animal care.

Personal information in relation to your permit will not be disclosed to any other parties without your consent, unless authorised or required by law.

More information on our commitment to privacy is available on the department’s website at <https://www.des.qld.gov.au/legal/privacy.html> For specific privacy information or enquiries please email privacy@des.qld.gov.au

# Completion of this form

# To enable your application to be processed you must answer all sections and acknowledge you have read the ‘terms and conditions’ by checking the box in section 1.

# If you do not complete all sections, sign, and date the application form, your application will be returned to you as an invalid application.

# You may only lodge this application if you have accepted the above terms and conditions

# [ ]  I accept the above terms and conditions shown above.

# Applicant information

An authority may only be granted to an individual or corporation. A corporation must have an office in Queensland to be eligible to apply for an authority. Please tick the appropriate box:

[ ]  **An individual** → **Complete** Section 3 **applicant details — then complete sections 5 to 26.**

[ ]  **An organisation** → **Complete** Section 4 **applicant details — then complete sections 5 to 26.**

# Applicant details for an individual

|  |  |  |  |  |
| --- | --- | --- | --- | --- |
| Title | \*First name | Middle name | \*Surname | \*Date of birth |
| [ ]  Mr[ ]  Mrs[ ]  Ms[ ]  Miss[ ]  Other |       |       |       |       |

# Applicant details for an organisation

Organisation type –

[ ]  Company [ ]  Australian registered (foreign) body [ ]  Incorporated association

[ ]  Co-operative [ ]  Government [ ]  Not for profit organisation

Note: The application must be submitted in the *entity (legal) name*. This is the name that appears on all official documents or legal papers. This is not the trading name.

|  |  |
| --- | --- |
| \*Australian Business Number | \*Entity (legal) name |
|       |       |
| Chief executive officer | Australian company number / association number |
|       |       |

# Entity (legal) registered / residential address

Note: An organisation must have an office in Queensland to be eligible to apply for an authority.

|  |  |  |  |
| --- | --- | --- | --- |
| \*Registered / residential address (not a post office box) | \*Suburb | \*State | \*Postcode |
|       |       |       |       |

(Write ‘as above’’ if same as registered/residential address)

|  |  |  |  |
| --- | --- | --- | --- |
| Postal address | Suburb | State | Postcode |
|       |       |       |       |

# Entity (legal) contact details – email and phone contact is mandatory

|  |  |
| --- | --- |
| Email address |       |
| Phone type[ ]  Home phone [ ]  Mobile phone[ ]  Office phone | Area code      | Phone number (note: 10 digits including area code)      |

# Permit activity

**Select one (1) of the activities below:**

[ ]  Culling to prevent damage or loss

###### Use this application type, if you identify that culling may be necessary to minimise damage or significant economic loss caused by protected animals including harvest macropods. Permit holders may be required to comply with a code of practice that specifies appropriate and humane methods of taking protected animals.

[ ]  Culling to protect or minimise threat to human health or wellbeing

###### Use this application type if you identify that culling of protected animals including harvest macropods may be necessary to protect human health or wellbeing. You may also be required to comply with a code of practice that specifies appropriate and humane methods of taking protected animals.

[ ]  Disturb or interfere

###### Use this application type if you identify that the disturbance or interference of protected animals is necessary to manage threat to human health or wellbeing; or to minimise damage or significant economic loss caused by protected animals.

# Location of the activity

**Please provide the exact location(s) of where this activity will occur by providing the physical street address and Lot on Plan numbers.**

**Note: If you propose to lethally take wildlife across a property which encompasses multiple lot on plan numbers, you must list all details of each lot on plan number where the activity will be occurring so that these properties are listed on a permit, if granted.**

|  |  |  |  |
| --- | --- | --- | --- |
| \*Physical street address (write “as above” if same as residential / registered address) | \*Suburb | \*State | \*Postcode |
|       |       |       |       |
| **AND** |  |
| Property name (if applicable) |       |
| Size of property (hectares) |       |
| Size of area affected (hectares) |       |
| Land use and type of produce e.g. Cropping, grazing, fruit or vegetable growing |       |

**AND** Provide Lot on Plan numbers.

If you require more locations, please attach a separate sheet which provide the details.

|  |  |  |  |
| --- | --- | --- | --- |
| \*Lot number  | \*Plan number | \*Lot number  | \*Plan number |
|       |       |       |       |
|       |       |       |       |
|       |       |       |       |

**OR**

# [ ]  Local government area(s) (specify)

|  |
| --- |
|       |

# Is the applicant the landholder of the property for the proposed activity?

# Note: Landholders may include owners, lessees, trustees, easement rights holders, etc.

[ ]  Yes – go to section 11.

[ ]  No

#  Have you obtained statements signed by each landholder that grant you access?

[ ]  Yes – completed landholder statements (Appendix A) attached

[ ]  No – STOP – do not proceed with this application until landholder statements have been obtained.

#  Have you held this permit previously?

[ ]  Yes – provide the following information:

|  |  |
| --- | --- |
| Permit number and expiry date: |       |
| Have all ‘return of operations’ due under the above permit been submitted?  | [ ]  Yes[ ]  No – STOP – all return of operations must be submitted prior to lodging this application.  |

[ ]  No – for new applicants - please acknowledge the following by checking the box:

**[ ]**  I am aware that should this application be approved, I must keep records of wildlife taken on a ‘return of operation’s’ form and submit this to the department every three (3) months duration of the permit, and upon expiry.

Note: Return of operations may be submitted electronically through Online Services or using the approved return of operations form available on the department’s website at:

<https://environment.des.qld.gov.au/licences-permits/plants-animals/return-of-operations>

1. **Does this application relate to an airport?**

[ ]  No – go to section 13.

[ ]  Yes – provide details.

|  |  |
| --- | --- |
| Name of airport: |       |

1. Is the airport a ***strategic airport*** under [Table 2: Strategic airports](https://itpqld.sharepoint.com/%3Ab%3A/r/sites/SPO-DES-RangerBase-EXT/parkmanagement/permissions_mgt/WAT/Shared%20Documents/Damage%20Mitigation/Table%202_Strategic%20Airports.pdf?csf=1&web=1&e=k2qdA7) (p. 59) of the [State Planning Policy](https://planning.statedevelopment.qld.gov.au/planning-framework/plan-making/state-planning/state-planning-policy)?

[ ]  Yes – The airport is a strategic airport – STOP – do not proceed any further with this application.

The landholder of a strategic airport is exempt from requiring a damage mitigation permit under [section 42](https://www.legislation.qld.gov.au/view/html/inforce/current/sl-2020-0136#sec.42) of the Nature Conservation (Animals) Regulation 2020.

Operators of these airports may carry out lethal take without any approval, provided the take is consistent with the criteria set out in section 42 of the Animals Regulation.

[ ]  No – The airport is a ***non-strategic airport*** – go to section 13.

Note: Refer to [operational policy for issue of lethal damage mitigation permit approvals for birds on airports](https://environment.des.qld.gov.au/__data/assets/pdf_file/0029/89804/op-wl-dmp-birds-airports.pdf) for guidance, if required.

1. **Wildlife details**

(If you require more space, attach a separate sheet of wildlife details)

|  |  |  |
| --- | --- | --- |
| **Common name** | **Scientific name** | **Quantity** |
|       |       |       |
|       |       |       |
|       |       |       |
|       |       |       |
|       |       |       |

#  ****Does your application propose to take any macropod species?****

[ ]  No – go to section 18.

[ ]  Yes – I can comply with the *National Code of Practice for the Humane Shooting of Kangaroos and Wallabies for Non-Commercial Purposes* which is found at:

<https://www.dcceew.gov.au/sites/default/files/documents/code-conduct-non-commercial.pdf>

#  ****Does your proposed take of wildlife include any harvest macropods species?****

Note: Harvest macropod species include Red Kangaroo (*Osphranter rufus*), Common Wallaroo (*Osphranter robustus*) and Eastern Grey Kangaroo (*Macropus giganteus)*.

[ ]  No – go to section 18.

[ ]  Yes – this application will be assessed in line with the department’s *macropod damage mitigation permit assessment guideline*. The guideline specifies trigger points to be applied by the delegate when authorising the maximum number of harvest macropods to be taken per harvest zone.

#  ****Does your property have a cluster fence or an exclusion fence?****

[ ]  No

[ ]  Yes – detail the extend of the fencing. For example, whole or part of the property boundaries listed above.

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1. **Are you are applying for an additional permit in Zone 1, Zone 2, Zone 3, Zone 4 and Zone 5, during the same harvest period as a previous permit?**

Note: The same harvest period would be between 1 January and 31 December of the same year as the previous permit.

[ ]  No – go to section 18.

[ ]  Yes – further information is required to be provided, including justification and evidence of the damage or loss still being caused as outlined on the next page.

Please advise below what evidence is being submitted by checking the respective boxes that apply:

[ ]  Detailed photographic evidence of pasture impacts caused by the macropods.

[ ]  Receipts for additional feed purchased for stock, to provide supplemental feeding.

[ ]  Receipts or photographic evidence related to the equipment/supplies used to deter/disperse macropods (e.g. noise-making devices).

[ ]  Detailed photographic evidence or receipts for fencing or other control methods used to reduce access to pasture or water resources.

[ ]  Signed affidavits detailing the specific measures already used to reduce the loss or damage caused by the animals.

[ ]  Other. Please describe:

|  |
| --- |
|       |

Note: All damage mitigation related documents may be found at <https://environment.des.qld.gov.au/licences-permits/plants-animals/damage-mitigation-permits>

#  Are you submitting a property management plan for approval?

The purpose of a property management plan is to provide an accredited property management framework which accommodates primary production activities while protecting and conserving wildlife and operates as an ‘approved property management plan’[[1]](#footnote-1) as defined in the Nature Conservation (Animals) Regulation 2020.

###### [ ]  No

###### [ ]  Yes – If yes, permit holders are required to produce a completed Property Management Plan for non-lethal methods and provide with this application. All damage mitigation related documents, including the property management template, may be found at <https://environment.des.qld.gov.au/licences-permits/plants-animals/damage-mitigation-permits>

#  Damage mitigation details (mandatory)

1. **What is the reason for applying for this permit?**

Provide a statement explaining why you require a damage mitigation permit. Examples should include either economic loss suffered by damage to pastures, fencing, water points, grains, or crops; or a threat to human health or well-being, depending on the activity type selected in section 7.

|  |
| --- |
|       |

1. **Detail the damage and/or significant economic loss experienced (as a monetary value) or detail the threat to human health or wellbeing.**

For economic loss, examples may include: an estimate of income lost due to reduced stocking rates (calculated by using the difference between the optimal stock carrying capacity per hectare and current stocking rate, multiplied by the size of property and current value of stock at sale); costs incurred to replace damaged irrigation or fencing by wildlife; expenses incurred to pay employees to deter wildlife from crops.

For human health and wellbeing - detail what threat is occurring. Examples may include replacement of tank water due to contamination; or injury or risk of an injury from aggressive wildlife.

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1. **What non-lethal methods have been attempted to prevent or minimise the damage or loss?**

Note: As detailed in the Nature Conservation (Animals) Regulation 2020, you must be able to demonstrate that you have made a reasonable attempt to prevent or minimise the damage, and those attempts have been unsuccessful.

|  |
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1. **Can you positively identify the individual species?**

Describe the differences between each species and attach photographs of the animals. This is to ensure the correct species are listed on your permit.

|  |
| --- |
|       |

1. **What is your proposed method to take the species?**

|  |
| --- |
|       |

#  Wildlife suitability

During the past three (3) years, have you (or an associate) been convicted of: (i) an offence against the Act; or (ii) an animal welfare offence under the *Animal Care and Protection Act 2001*;or (iii) an offence relating to wildlife against another Act, or an offence, however described, equivalent to an offence mentioned under (i) or (ii) under the law of another State or country?

[ ]  Yes – an assessment officer will contact you regarding this response.

[ ]  No

Note: An associate, of a person whose suitability to hold an animal authority is being considered, means –

1. If the person is a corporation – each executive officer of the corporation; or
2. If the person is an individual – another person who –
	1. is, or is intended to be, regularly or usually in charge of the individual’s activity or business, or proposed activity or business, that relates, or is intended to relate, to the authority; or
	2. regularly directs staff for the activity or business in their duties; or
	3. is, or is intended to be, in a position to control or substantially influence the activity or business, or proposed activity or business.

#  Start and completion dates

Please enter the proposed start and completion dates for the project

|  |  |  |  |
| --- | --- | --- | --- |
| Start date |       | Finish date |       |

#  Provide the name(s) of the person(s) operating under this permit

# Complete this section if person(s) other than the applicant will be operating under this permit. Use an attachment if insufficient space.

|  |  |
| --- | --- |
| Family name | Given name |
|       |       |
|       |       |
|       |       |

#  Person in charge

Details of the person nominated to be in charge of the place(s) where the authorised activity is to be undertaken.

[ ]  Same as applicant – applicable if applying as an individual – go to section 24.

[ ]  Alternate person in charge – applicable if applying as a corporation.

# Person in charge identity details

|  |  |  |  |  |
| --- | --- | --- | --- | --- |
| Title | \*First name | Middle name | \*Surname | \* Date of birth |
|       |       |       |       |       |

# (b) Person in charge residential address

|  |  |  |  |
| --- | --- | --- | --- |
| \*Residential address (not a post office box) | \*Suburb | \*State | \*Postcode |
|       |       |       |        |

(Write ‘as above’’ if same as residential address)

|  |  |  |  |
| --- | --- | --- | --- |
| Postal address | Suburb | State | Postcode |
|       |       |       |       |

# Person in charge contact details – email and phone contact is mandatory

|  |  |
| --- | --- |
| Email address |       |
| Phone type[ ]  Home phone [ ]  Mobile phone[ ]  Office phone | Area code      | Phone number (note: 10 digits including area code)      |

# Alternative application contact details

[ ]  Same as applicant [ ]  Alternate contact person

An alternative contact nominated by the legal entity which has submitted, or will in future submit, applications to be assessed by the department. All departmental correspondence relating to the assessment of applications will be directed to the application contact, however, if the application results in the issuing of a relevant authority, the relevant authority will be sent to the customer contact or if nominated, the primary contact.

|  |  |
| --- | --- |
| \*Name and position |       |
| \*Email address |       |
| \*Primary phone. Note: 10 digits (including area code) |       |
| Secondary phone |       |

1. **Declaration**

Note: If you provide inaccurate or misleading information in this application you may be liable for prosecution under the relevant Acts or Regulations.

* I do solemnly and sincerely declare that the information provided is true and correct to the best of my knowledge and I make this solemn declaration conscientiously believing the same to be true.
* I understand that all information supplied on or with this application form may be disclosed publicly in accordance with the *Right to Information Act 2009* and the *Evidence Act 1977.*

|  |
| --- |
| Applicant’s name      |
| Applicant’s signature | Date      |
| If the applicant is a corporation, please indicate your position in the corporation.      |
| Applicant checklist[ ]  All sections on application form completed, signed, and dated.[ ]  Supporting information and accreditation attached (if applicable).[ ]  Landholder statement form attached (Appendix A) (if applicable) | Please return your completed application to:**Permits and Licensing** **Department of Environment, Science and Innovation**GPO Box 2454BrisbaneQueensland 4001Enquiries: **1300 130 372 option 4**Email: palm@des.qld.gov.au |

Code of practice, guidelines of information sheets may be obtained from the department’s website at [www.des.qld.gov.au](http://www.des.qld.gov.au) or by contacting Permits and Licensing on 1300 130 372, option 4.

Nature Conservation (Animals) Regulation 2020

**Important information**

Each landholder for land where protected animals are proposed to be taken, are requested to complete a landholder statement.

Landholders may include owners, lessees, trustees, easement rights holders, etc.

A landholder statement is not required where the applicant is the landholder.

This form provides assurance that the applicant of the damage mitigation permit (take of protected animals including harvest macropods), has approval from the landholder to lawfully enter the land to tamper with an animal breeding place.

The landholder, at any time, may withdraw consent of access to the property.

1. **Landholder name(s)**

Note: Must provide the registered legal entity name of the landholder

|  |  |
| --- | --- |
| Registered legal entity name / Individual full name |       |
| Trading name (if applicable) |       |
| Australian Business Number (if applicable) |       |
| Chief Executive Officer / Director / Chair (if applicable) |       |

1. **Landholder contact details**

|  |  |
| --- | --- |
| Name and position |       |
| Registered address |       |
| Postal address |       |
| Phone |       |
| Email |       |

1. **Land description**

Provide one (1) or more of the following:

* Physical address and Lot on Plan(s);
* Local Government area;
* GPS location – for linear projects provide start and finish coordinates;
* For multiple locations, you can refer to a table and/or map in an appendix.

|  |
| --- |
|       |

1. **Applicant you are authorising**

Note: This must be the entity (legal) name (not a trading name), if the applicant is a company.

|  |
| --- |
|       |
|  |

1. **Landholder declaration**

|  |
| --- |
| I,       |

[ ]  I declare that I have read the application and state that I am the landholder of the land.

[ ]  I authorise the applicant specified in section 4 of the landholder statement to access the land listed above.

[ ]  I do solemnly and sincerely declare that the information provided here is true and correct to the best of my knowledge and I make this solemn declaration conscientiously believing the same to be true.

[ ]  I understand that all information supplied on or with this application form may be disclosed publicly in accordance with the *Right to Information Act 2009* and the *Evidence Act 1977.*

|  |  |  |
| --- | --- | --- |
| Signature: | Position of signatory (e.g. Director, manager, owner, partner, Chief executive officer etc.):       | Date:      |

1. An approved property management plan, for land, means a plan that—

is about the management of the land; and

provides for the conservation of wildlife on the land; and

is approved by the chief executive. [↑](#footnote-ref-1)